

SECTOR \$

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Assistant Commissioner for Patent Washington D.C. 20231 on

November 28, 2000

DONITA KONRAD

Name

Donita Konrad

Signature

P&G Case 7533

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
DAVID D. McKAY ET AL. :
Serial No. 09/586,270 :
Filed June 2, 2000 :
For: Low Viscosity Bilayer Disrupted :
Softening Composition For Tissue Paper :



RESPONSE TO NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION

Assistant Commissioner for Patents

Washington, D.C. 20231

Dear Sir:

Attached is a supplemental declaration filed pursuant to 37 CFR 1.67(a). In a "Notice of Incomplete Nonprovisional Application" mailed by the Patent and Trademark Office (PTO) on August 24, 2000, the PTO notified Applicants' attorney that the application was deposited without drawings and that a declaration must be submitted. The attached drawings and declaration correct these deficiencies. A copy of the Notice to File Missing Parts is also attached.

The Commissioner is hereby authorized to charge payment of the \$130.00 surcharge set forth in 37 CFR 1.16(e) to Deposit Account No. 16-2480. The Commissioner is also hereby authorized to charge payment of any patent application processing fees under 37 CFR Sections 1.16 and 1.17 associated with this communication or credit any over-payment to Deposit Account No. 16-2480. A duplicate copy of this sheet is attached.

The Commissioner is hereby petitioned under 37 CFR §1.136(a) to grant any extension of time needed for timely response to the Notice of Incomplete Nonprovisional Application dated August 24, 2000 in the above-identified application to preserve pendency of said application. The processing fee under 37 CFR §1.17 has been determined as follows: \$390.00 for a two-month extension of time.

The Commissioner is hereby authorized to make any additional copies of this sheet needed to accomplish the purposes provided for herein and to charge any fee for such copies to Deposit Account No. 16-2480.

Respectfully submitted,

FOR DAVID D. McKAY ET AL.

By Tara M. Rosnell

Tara M. Rosnell
Attorney for Applicant(s)
Registration No. 35,994
(513) 634-7367

Nov. 28, 2000
Cincinnati, Ohio

cases\7533\respmissingparts.doc

FORMALITIES LETTER



OC000000005350026

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark OfficeAddress: COMMISSIONER OF PATENT AND TRADEMARKS
Washington, DC 20530

APPLICATION NUMBER	FILING RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY OR FIRM NAME
09/586,270	06/02/2000	David D. McKay	7533

Donald E Hasse
The Procter & Gamble Company
Winton Hill Technical Center
6100 Center Hill Avenue
Cincinnati, OH 45224



Date Mailed: 08/24/2000

NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has NOT been accorded to the above-identified application papers for the reason(s) indicated below.

All of the items noted below **and a newly executed oath or declaration covering the items must** be submitted within **TWO MONTHS** of the date of this Notice, unless otherwise indicated, or proceedings on the application will be terminated (37 CFR 1.53(e)).

The filing date will be the date of receipt of all items required below, unless otherwise indicated. Any assertions that the item(s) required below were submitted, or are not necessary for a filing date, must be by way of petition directed to the attention of the Office of Petitions accompanied by the \$130.00 petition fee (37 CFR 1.17(i)). If the petition states that the application is entitled to a filing date, a request for a refund of the petition fee may be included in the petition.

- The application was deposited without drawings. 35 U.S.C. 113 (first sentence) requires a drawing "where necessary for the understanding of the subject matter sought to be patented." *Applicant should reconsider whether the drawings are necessary under 35 U.S.C. 113 (first sentence).*

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

12/04/2000 CNGUYEN 00000077 162480 09586270

01 FC:105 130.00 CH